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Hon. Robert W. Lehrburger  
United States Magistrate Judge  
U.S. District Court for the Southern District of New York  
500 Pearl Street, Room 1960  
New York, NY 1007-1312

July 16, 2021

Re: Telesco v. Commissioner of Social Security  
Civil Action No: 1:20-cv-08376-MKV-RWL

Dear Judge Lehrburger:

This letter respectfully requests an extension of time of sixty-two (62) days for Plaintiff to file her Motion for Judgment on the Pleadings in this matter. Plaintiff's Motion for Judgment on the Pleadings is currently due on July 20, 2021. Due to the backlog of transcripts created by COVID-19 and the Commissioner's response, the Commissioner is able to produce records at a rapid pace. As a result, this has caused multiple, simultaneous filing deadlines that cannot be met. Plaintiff cannot meet the current briefing deadline. This extension is needed to thoroughly and properly prepare her Motion.

Plaintiff's counsel has contacted defense counsel who consents to this request. This would be a first request to extend the time to file Plaintiff's Motion for Judgment on the Pleadings.

If this request is granted, Plaintiff's Motion for Judgment on the Pleadings will be due on September 20, 2021. Subsequently, in accordance with the pattern of the Scheduling Order, the Commissioner's Response would then be due November 19, 2021. Plaintiff's Reply would then be due December 10, 2021.

Thank you for your consideration.

Respectfully submitted,

/s/ Howard D. Olinsky  
Howard D. Olinsky, Esq.  
Bar Code H06529  
Counsel for Plaintiff

The Court cannot grant the extension requested due to time constraints under the "6-month list" provisions and the fact that this case is a referral rather than on consent. The Court has more flexibility when the parties consent for all purposes. Accordingly, the request is denied in part and granted in part as follows: Plaintiff's motion shall be filed by August 16, 2021. Defendant's opposition/cross-motion shall be filed by September 30, 2021. Plaintiff's reply shall be filed by October 21, 2021.

SO ORDERED:

7/16/2021

  
HON. ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE